Reserved for Recording

**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA**

__XX__ Probation Violator ____ Community Control Violator _____ Retrial ____ Resentence

STATE OF FLORIDA

vs.

JOSHUA ADAM MILLS

Case Number: 05-2019-CF-042107-AXXX-XX

Filed in Open Court on May 4, 2021 1:51 pm.
A Avalos, Deputy Clerk

33392445

JUDGMENT/ORDER OF PROBATION/ORDER OF COMMUNITY CONTROL

Court was opened with the Honorable DAVID C KOENIG (DIV 5) presiding, and in attendance: State Attorney: JONATHAN ANDREW SKINNER; Trial Clerk A Avalos. The Defendant, JOSHUA ADAM MILLS, being personally before this Court represented by BRICE L AIKENS, the attorney of record, and said Defendant having admitted violating probation/community control and the Court having found that said Defendant violated probation/community control the following crime(s):

OBTS Number(s): 0501397394, 0501421085			
Count	**Crime**	**Offense Statute Number**	**Degree**
2	LEWD OR LASCIVIOUS EXHIBITION	800..04.(7ab)	F2
X	the prior ADJUDICATION OF GUILT in this case is confirmed.		

DONE AND ORDERED in open court at Brevard County, Florida, on May 4, 2021.

David C. Koenig

DAVID C KOENIG (DIV 5), Circuit Judge

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IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT, IN AND FOR BREVARD COUNTY, FLORIDA

STATE OF FLORIDA

vs.

JOSHUA ADAM MILLS

Case Number: 05-2019-CF-042107-AXXX-XX

OBTS Number(s): 0501397394, 0501421085

SENTENCE

The Defendant, JOSHUA ADAM MILLS, being personally before this Court, accompanied by the Defendant's attorney of record, BRICE L AIKENS, and herein, and the Court having given the Defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the Defendant should not be sentenced as provided by law, and no cause being shown

It is the sentence of the Court that:

(as to Count 2)

X The Defendant is hereby committed to the custody of the Sheriff of Brevard County, Florida.

To be imprisoned (Check one; unmarked sections are inapplicable):

X For a term of six (6) months.

If split sentence, complete the appropriate paragraph.

X Followed by community control for a period of two (2) years under the supervision of the Department of Corrections, to be followed by probation for a period of three (3) years under the supervision of the Department of Corrections, according to the terms and conditions of supervision set forth in a separate order entered herein.

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT, IN AND FOR BREVARD COUNTY, FLORIDA

STATE OF FLORIDA

vs.

JOSHUA ADAM MILLS

Case Number: 05-2019-CF-042107-AXXX-XX

OBTS Number(s): 0501397394, 0501421085

SPECIAL PROVISIONS

By appropriate notation, the following provisions apply to the sentence imposed:

(as to Count 2)

Other Provisions:

Original Jail Credit	X	It is further ordered that the defendant be allowed a total of 189 days as credit for time incarcerated before imposition of this sentence.
Related Sentences	X	Sentence shall run concurrent with any active sentence.

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**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA**

STATE OF FLORIDA,
Plaintiff

Case Number: 05-2019-CF-042107-AXXX-XX

vs.

JOSHUA ADAM MILLS,
Defendant

ORDER OF COMMUNITY CONTROL AND PROBATION

Community Control	The court hereby stays and withholds the imposition of sentence as to count(s) 2 and places the defendant on community control for a period of two (2) years under the supervision of the Department of Corrections (conditions of community control set forth in this order).
Followed by Probation	Followed by probation for a period of three (3) years under the supervision of the Department of Corrections as to count(s) 2 (conditions of probation set forth in this order).
Concurrent / Consecutive	Said sentence shall run concurrent with any active sentence.

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**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA**

STATE OF FLORIDA,
Plaintiff

Case Number: 05-2019-CF-042107-AXXX-XX

vs.

JOSHUA ADAM MILLS,
Defendant

STANDARD CONDITIONS OF COMMUNITY CONTROL AND PROBATION

It is further ordered that the defendant comply with the following standard conditions and sanctions of community control / probation:

1. (01) Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
2. (02) You will pay the State of Florida the amount of waived for community control and $50.00 for probation per month toward the cost of your supervision, unless otherwise waived in compliance with Florida Statutes.
3. (03) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
4. (04) You will not possess, carry or own any firearm. You will not possess, carry, or own any weapons without first procuring the consent of your officer.
5. (05) You will live without violating the law. A conviction in a court of law shall not be necessary for such a violation of law to constitute a violation of your community control.
6. (05) You will live without violating the law. A conviction in a court of law shall not be necessary for such a violation of law to constitute a violation of your probation.
7. (06) You will not associate with any person engaged in any criminal activity.
8. (07) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
9. (08) You will work diligently at a lawful occupation, advise your employer of your community control status, and support any dependents to the best of your ability as directed by your officer.
10. (08) You will work diligently at a lawful occupation, advise your employer of your probation status, and support any dependents to the best of your ability, as directed by your officer.
11. (09) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
12. (10) You will pay restitution, court costs, and/or fees in accordance with special conditions imposed or in accordance with attached orders.
13. (10) You will report to your officer at least 4 times a week, or, if unemployed full time, daily.
14. (12) You will remain confined to your approved residence except for one half hour before and after your approved employment, public service work, or any other special activities approved by your officer.
15. (13) You shall submit to the taking of a digitized photograph as required by s. 948.03, Florida Statutes.
16. (13) You will pay restitution, costs, and/or other fees in accordance with the attached orders.
17. (13a) You shall pay a related cost of $1.00 for each month of your probationary term. The amount due, up to $60.00, shall be paid within the first ninety (90) days after the beginning of your probationary sentence. Further, payments, if any, shall be paid in accordance with a schedule to be established by your officer, if the offender agrees, or the Court.

18. (14) IF PLACED ON PROBATION OR COMMUNITY CONTROL FOR A SEX OFFENSE PROVIDED IN CHAPTER 794, s. 800.04, s. 827.071, or s. 847.0135(5), COMMITTED ON OR AFTER OCTOBER 1, 1995: A mandatory curfew from 10 p.m. to 6 a.m. The court may designate another 8-hour period if the offender's employment precludes the above specified time, and the alternative is recommended by the Department of Corrections. If the court determines that imposing a curfew would endanger the victim, the court may consider alternative sanctions.
19. (14) You will report in person within 72 hours of your release from incarceration to the Probation Office in Brevard County, Florida, unless otherwise instructed by the court or department. (This condition applies only if released from the Department of Corrections confinement.) Otherwise, you must report immediately to the probation office located at: 1060 W. King Street, Cocoa, FL 32922 BY 4PM THE FOLLOWING BUSINESS DAY UPON RELEASE FROM BREVARD COUNTY JAIL
20. (15) IF PLACED ON PROBATION OR COMMUNITY CONTROL FOR A SEX OFFENSE PROVIDED IN CHAPTER 794, s. 800.04, s. 827.071, or s. 847.0135(5), COMMITTED ON OR AFTER OCTOBER 1, 1995: If the victim was under the age of 18, a prohibition on living within 1,000 feet of a school, day care center, park, playground, or other place where children regularly congregate, as prescribed by the court. The 1,000-foot distance shall be measured in a straight line from the offender's place of residence to the nearest boundary line of the school, day care center, park, playground, or other place where children congregate. The distance may not be measured by a pedestrian route or automobile route.
21. (15) You shall submit to the drawing of blood or other biological specimens as required by s. 943.325, Florida Statutes.
22. (16) You shall submit to the taking of a digitized photograph as required by s. 948.101, Florida Statutes.
23. (17) IF PLACED ON PROBATION OR COMMUNITY CONTROL FOR A SEX OFFENSE PROVIDED IN CHAPTER 794, s. 800.04, s. 827.071, or s. 847.0135(5), COMMITTED ON OR AFTER OCTOBER 1, 1995: A prohibition on any contact with the victim, directly or indirectly, including through a third person, unless approved by the victim, the offender's therapist, and the sentencing court.
24. (18) IF PLACED ON PROBATION OR COMMUNITY CONTROL FOR A SEX OFFENSE PROVIDED IN CHAPTER 794, s. 800.04, s. 827.071, or s. 847.0135(5), COMMITTED ON OR AFTER OCTOBER 1, 1995: If the victim was under the age of 18, a prohibition on contact with a child under the age of 18 except as provided in this paragraph. The court may approve supervised contact with a child under the age of 18 if the approval is based upon a recommendation for contact issued by a qualified practitioner who is basing the recommendation on a risk assessment. Further, the sex offender must be currently enrolled in or have successfully completed a sex offender therapy program. The court may not grant supervised contact with a child if the contact is not recommended by a qualified practitioner and may deny supervised contact with a child at any time.
25. (19) IF PLACED ON PROBATION OR COMMUNITY CONTROL FOR A SEX OFFENSE PROVIDED IN CHAPTER 794, s. 800.04, s. 827.071, or s. 847.0135(5), COMMITTED ON OR AFTER OCTOBER 1, 1995: If the victim was under the age of 18, a prohibition on working for pay or as a volunteer at any place where children regularly congregate, including, but not limited to any school, day care center, park, playground, pet store, library, zoo, theme park, or mall.
26. (20) IF PLACED ON PROBATION OR COMMUNITY CONTROL FOR A SEX OFFENSE PROVIDED IN CHAPTER 794, s. 800.04, s. 827.071, or s. 847.0135(5), COMMITTED ON OR AFTER OCTOBER 1, 1995: Unless otherwise indicated in the treatment plan provided by the sexual offender treatment program, a prohibition on viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material, including telephone, electronic media, computer programs, or computer services that are relevent to the offender's deviant behavior pattern.
27. (24) EFFECTIVE FOR PROBATIONER OR COMMUNITY CONTROLLEE WHOSE CRIME WAS COMMITTED ON OR AFTER OCTOBER 1, 1997, AND WHO IS PLACED ON COMMUNITY CONTROL OR SEX OFFENDER PROBATION FOR A VIOLATION OF CHAPTER 794, s. 800.04, s. 827.071, s. 847.0135(5) or s. 847.0145: As part of a treatment program, participation at least annually in polygraph examinations to obtain information necessary for risk management and treatment and to reduce the sex offender's denial mechanisms. A polygraph examination must be conducted by a polygrapher trained specifically in the use of the polygraph for the monitoring of sex offenders, where available, and shall be paid by the sex offender.
28. (25) EFFECTIVE FOR PROBATIONER OR COMMUNITY CONTROLLEE WHOSE CRIME WAS COMMITTED ON OR AFTER OCTOBER 1, 1997, AND WHO IS PLACED ON COMMUNITY CONTROL OR SEX OFFENDER PROBATION FOR A VIOLATION OF CHAPTER 794, s. 800.04, s. 827.071, s. 847.0135(5) or s. 847.0145: Maintenance of a driving log and a prohibition against driving a motor vehicle alone without the prior approval of the supervising officer.
29. (28) EFFECTIVE FOR PROBATIONER OR COMMUNITY CONTROLLEE WHOSE CRIME WAS COMMITTED ON OR AFTER OCTOBER 1, 1997, AND WHO IS PLACED ON COMMUNITY CONTROL OR SEX OFFENDER PROBATION FOR A VIOLATION OF CHAPTER 794, s. 800.04, s. 827.071, s. 847.0135(5) or s. 847.0145: Electronic monitoring when deemed necessary by the probation officer and supervisor, and ordered by the court at the recommendation of the Department of Corrections. If you are placed on electronic monitoring, you must pay the department for the cost of the electronic monitoring service.

30. (29) Effective for an offender whose crime was committed on or after July 1, 2005, and who are placed on supervision for violation of chapter 794, s. 800.04, s. 827.071, or s. 847.0145, a prohibition on accessing the Internet or other computer services until the offender's sex offender treatment program, after a risk assessment is completed, approves and implements a safety plan for the offender's accessing or using the Internet or other computer services.
31. (31) Submit to random testing as directed by the probation officer or the professional staff of the treatment center where he or she is receiving treatment to determine the presence or use of alcohol or controlled substances.

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STATE OF FLORIDA

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vs.

JOSHUA ADAM MILLS

SPECIAL CONDITIONS OF COMMUNITY CONTROL AND PROBATION

And it is further ordered that the defendant comply with the following special conditions of community control / probation.

(as to Count 2)

a. Sentence shall run concurrent with any active sentence.
b. (23) Other: DEFENDANT SHALL SUBMIT TO RANDOM TESTING AS DIRECTED BY YOUR OFFICER
c. (24) Other: A PROHIBITION AGAINST OBTAINING OR USING A POST OFFICE BOX WITHOUT THE PRIOR APPROVAL OF SUPERVISION OFFICER
d. (25) Other: DEFENDANT SHALL MAINTAIN AN HOURLY ACCOUNTING OF ALL YOUR ACTIVITIES ON A DAILY LOG, WHICH YOU WILL SUBMIT TO YOUR OFFICER ON REQUEST
e. (36) Submission to warrantless search by Probation and Parole of computer and/or electronic media equipment.
f. ADDENDUM Condition of Community Control: You will remain confined to your approved residence under house arrest except for 30 MINUTES before and 30 MINUTES after any approved employement, public service work or other special activities approved in advance by your Community Control officer. Approval to be away from your residence will be given only for things involving necessities of life such as work, doctor and dental appointments, grocery shopping, laundry, church, etc. You will not be allowed to leave for any recreational or pleasure activities. Approval to be away from your residence must be obtained prior to leaving. If you leave without permission and then report your absence, it is still a violation. Any authorization given you to go to work, to the doctor, etc., means that you must travel directly there and directly back to your residence. You may not make any stops along the way unless approved in advance by your Community Control Officer. Your "residence" means: (a) if a house, the boundaries of your yard. You cannot go across the street to the house next door to visit; (b) if a mobile home, the boundaries of the lot; (c) if an apartment, the boundary is the apartment walls of your apartment and any porch, portico or balcony. You may not use the amenities (swimming pool, tennis courts, etc.) nor the laundromat in the complex without getting the prior consent of your Community Control Officer.
g. Electronic monitoring when deemed necessary by the community control or probation officer and his or her supervisor, and ordered by the Court at the recommendation of the Department of Corrections.
h. The defendant shall not distribute candy or other items to children on Halloween; wearing a Santa Claus costume, or other costume to appeal to children. on or preceeding Christmas; wearing an Easter Bunny costume, or other costume to appeal to children, on or proceedings Easter; entertaining at children's parties; or wearing a clown costume; without prior approval from the court.

COMMUNITY CONTROL

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your community control, or may extend the period of community control as authorized by law, or may discharge you from further supervision or return you to a program of regular probation supervision. If you violate any of the conditions and sanctions of your community control, you may be arrested, and the court may adjudicate you guilty if adjudication of guilt was withheld, revoke your community control, and impose any sentence which it might have imposed before placing you on community control.

JOSHUA ADAM MILLS

Case Number: 05-2019-CF-042107-AXXX-XX

PROBATION

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence which it might have imposed before placing you on probation or require you to serve the balance of said sentence.

DONE AND ORDERED in Brevard County, Florida, on May 4, 2021.

David C. Koenig

DAVID C KOENIG (DIV 5), Circuit Judge

CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA

STATE OF FLORIDA

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SIGNATURE PAGE

In the event the above sentence is to the Department of Corrections, the Sheriff of Brevard County, Florida, is hereby ordered and directed to deliver the Defendant to the Department of Corrections at the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statute.

The Defendant was advised in open court of the right to appeal from this sentence by filing a notice of appeal within thirty (30) days from this date with the clerk of this court and the Defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigency.

In imposing the above sentence, the Court further recommends:
*(Items marked with *(COP), *(COCC), and *(COS) are Conditions of Probation, Community Control, and Condition of Suspension)*

(as to Count 2)

General

Probation and/or Community Control is hereby modified 6 MONTHS BREVARD COUNTY JAIL FOLLOWED BY 2 YEARS COMMUNITY CONTROL FOLLOWED BY 3 YEARS OF PROBATION WITH SEX OFFENDER CONDITIONS. DEFENDANT SHALL BE PLACED ON ELECTRONIC MONITORING WHILE ON COMMUNITY CONTROL.

The defendant violated the following probation and/or community control conditions: (14x2 AND ARE FOUND TO BE WILLFUL AND SUBSTANTIAL VIOLATIONS).

Fines

All previous assessments are now due and payable by 5/ 6/2024.

THE COURT HEREBY ORDERS THE DEFENDANT remanded to the Brevard County Detention Center.

DONE AND ORDERED at Brevard County, Florida, on May 4, 2021.

David C. Koenig

DAVID C KOENIG (DIV 5), Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail / hand delivery to BRICE L AIKENS, PO BOX 533069, ORLANDO, FL 32853-3069 on 5-4-21.

D. Davis

Deputy Clerk